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Attorney's Docket No: C1039.70083US05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Arthur M. Krieg et al.
Serial No.: 10/789,536
Confirmation No.: 9640
Filed: February 26, 2004
For: IMMUNOMODULATORY OLIGONUCLEOTIDES
Examiner: Not yet assigned
Art Unit: 1645

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Office of Initial Patent Examination's Filing Receipt Corrections, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 19 day of April, 2004.

Helen C. Lockhart

Office of Initial Patent Examination's
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TRANSMITTAL

Sir:

Transmitted herewith are the following document(s):

- Request for Correction of Filing Receipt;
- Copy of Filing Receipt with corrections in red ink;
- Copy of previously submitted Application Data Sheet, Postcard and Express Mail Label;
- Return Receipt Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

Respectfully submitted,

Helen C. Lockhart, Reg. No. 39,248
WOLF, GREENFIELD & SACKS, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210
Tel: (617) 720-3500

Attorney Docket No.: C1039.70083US05
Date: April 19, 2004
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Attorney's Docket No: C1039.70083US05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Arthur M. Krieg et al.
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Helen C. Lockhart

Office of Initial Patent Examination's
Filing Receipt Corrections
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CORRECTION OF FILING RECEIPT

Sir:

Applicants request that the following information be corrected on the Filing Receipt dated April 13, 2004:

Please correct under the heading "**Domestic Priority data as claimed by applicant**", the the following:

This application is a CON of 09/415,142 10/08/1999 to

This application is a CON of 09/415,142 10/09/1999

The Filing receipt indicates that the "data provided by applicant is not consistent with PTO records". However, after reviewing the Application Data Sheet originally filed with the application (copy provided), we have determined that the correct information was provided and that the error, in fact, is on part of the PTO.

Applicants respectfully request that the above-noted change be made, as also appearing in red on the attached Filing Receipt.

The Commissioner is hereby authorized to charge any fees which may be required to Deposit Account No. 23-2825. A duplicate of this sheet is enclosed. If you have any questions, please do not hesitate to call the undersigned at (617) 720-3500.

Respectfully submitted,

By: 

Helen C. Lockhart, Reg. No. 39,248

Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210
Telephone: (617) 720-3500

Docket No.: C1039.70083US05

Date: April 19, 2004

xNDDx

HCL



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/789,536	02/26/2004	1645	770	C1039.70083US05		20	1

Helen C. Lockhart, Ph.D.
 Wolf, Greenfield & Sacks, P.C.
 600 Atlantic Avenue
 Boston, MA 02210



CONFIRMATION NO. 9640
 FILING RECEIPT

OC000000012342729

Date Mailed: 04/13/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Arthur M. Krieg, Wellesley, MA;
 Dennis Klinman, Potomac, MD;
 Alfred D. Steinberg, Potomac, MD;

Assignment For Published Patent Application

University of Iowa Research Foundation, Iowa City, IA;
 Coley Pharmaceutical Group, Inc., Wellesley, MA;
 The USA, as represented by the Secretary, Department of Health and Human Services,
 Bethesda, MD;

Domestic Priority data as claimed by applicant

This application is a CON of 10/690,495 10/21/2003
 which is a CON of 09/415,142 10/08/1999 10/09/1999
 which is a DIV of 08/386,063 02/07/1995 PAT 6,194,388
 which is a CIP of 08/276,358 07/15/1994 ABN
 (*)Data provided by applicant is not consistent with PTO records.

Foreign Applications

If Required, Foreign Filing License Granted: 04/13/2004

Projected Publication Date: To Be Determined - pending completion of Corrected Papers

Non-Publication Request: No

C1039.70083US05

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 APR 16 2004

Early Publication Request: No

Title

Immunomodulatory oligonucleotides

Preliminary Class

514

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Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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Attorney Docket No. C1039.70083US05
Express Mail Label No. EV 292460275 US
Date of Deposit: February 26, 2004

APPLICATION DATA SHEET FORM

Inventor Information

Inventor One Given Name::	Arthur M.
Family Name::	Krieg
Postal Address Line One::	173 Winding River Road
City::	Wellesley
State or Province::	MA
Country::	United States of America
Postal or Zip Code::	02482
City of Residence::	Wellesley
State or Province of Residence::	Massachusetts
Country of Residence::	United States of America
Citizenship Country::	United States of America

Inventor Two Given Name::	Dennis
Family Name::	Klinman
Postal Address Line One::	2 Candlelight Court
City::	Potomac
State or Province::	Maryland
Country::	United States of America
Postal or Zip Code::	20854
City of Residence::	Potomac
State or Province of Residence::	Maryland
Country of Residence::	United States of America
Citizenship Country::	United States of America

Inventor One Given Name::	Alfred D.
Family Name::	Steinberg
Postal Address Line One::	8814 Bells Mill Road
City::	Potomac
State or Province::	Maryland
Country::	United States of America
Postal or Zip Code::	20854
City of Residence::	Potomac
State or Province of Residence::	Maryland
Country of Residence::	United States of America
Citizenship Country::	United States of America

Correspondence Information

Name Line One:: Helen C. Lockhart, Ph.D.
Name Line Two:: Wolf, Greenfield & Sacks, P.C.
Address Line One: 600 Atlantic Avenue
City:: Boston
State or Province:: MA
Country:: U.S.A.
Postal or Zip Code:: 02210
Telephone One:: (617) 720-3500
Telephone Two:: (617) 573-7859
Fax Number: (617) 720-2441
Electronic Mail:: hlockhart@wolfgreenfield.com

Application Information

Title Line One:: IMMUNOMODULATORY
Title Line Two:: OLIGONUCLEOTIDES
Claims:: 17
Application Type:: Utility
Docket Number:: C1039.70083US05

Licensed US Govt. Agency:: National Institute of Health
Contract or Grant Numbers One:: R29-AR42556-01

Representative Information

Representative Customer Number:: 23628

Continuity Information

This application is a continuation of:

>Application One: 10/690,495
Filing Date: October 21, 2003

which is a continuation of:

>Application Two: 09/415,142
Filing Date: October 9, 1999

which is a divisional of:

>>Application Three: 08/386,063
Filing Date: February 7, 1995
Patent Number: 6,194,388 B1

which claims priority to a continuation-in-part:

>>Application Four: 08/276,358
Filing Date: July 15, 1994

which is abandoned.

Assignee Information:

Assignee name: University of Iowa Research Foundation
Street of mailing address: 214 Technology Innovation Center, Oakdale
Research Campus
City of mailing address: Iowa City
State or Province of mailing address: Iowa
Postal or Zip Code of mailing address: 52242

Assignee name: Coley Pharmaceutical Group, Inc.
Street of mailing address: 93 Worcester Street, Suite 101
City of mailing address: Wellesley
State or Province of mailing address: MA
Postal or Zip Code of mailing address: 02481

Assignee name: The United States of America, as represented
by the Secretary, Department of Health and
Human Services
Street of mailing address: FDA/CBER
City of mailing address: Building 29A, 3D10
State or Province of mailing address: Bethesda
Postal or Zip Code of mailing address: MD
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Serial No. TBD File No. 01039.700 83 USAS By: HCL:TMF

Title: IMMUNOMODULATORY OLIGONUCLEOTIDES

Application of KRIEG, E. AL. WGS Date: _____

The U.S. PTO Mail Room acknowledges receipt of the following on the date stamped hereon:

<input checked="" type="checkbox"/> Mailing by Express Mail (37 CFR 1.10) Express Mail Label No. <u>EN 292460375</u>	<input checked="" type="checkbox"/> Provisional Application Cover Sheet
<input checked="" type="checkbox"/> Patent Application	Multiple Dependent Claim Fee Sheet
<input checked="" type="checkbox"/> Non-provisional <input type="checkbox"/> Provisional incl. <u>42</u> pages, <u>(38</u> pgs) Specification, (<u>1</u> pgs) Abstract, (<u>3</u> pgs) Claims (<u>36</u> # claims)	Inf. Discr. Statement, PTO Form 1449
<input checked="" type="checkbox"/> Design Patent Application	<input type="checkbox"/> References Cited
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<input checked="" type="checkbox"/> Drawings _____ Sheet(s) (FIGS. _____) [<input type="checkbox"/> Formal] <input type="checkbox"/> Informal	<input checked="" type="checkbox"/> Copy of Notice to File Missing Parts
<input checked="" type="checkbox"/> Utility Patent Application Transmittal	<input checked="" type="checkbox"/> Amendment/Response <u>PRELIMINARY</u>
<input checked="" type="checkbox"/> Fee calculation sheet (x2)	Petition for Ext. of Time (x2)
<input checked="" type="checkbox"/> CPA Transmittal	Issue Fee Transmittal
<input checked="" type="checkbox"/> Verified Statement claiming small entity status	Assignment and Coversheet
<input checked="" type="checkbox"/> Request for Approval and Entry of Formal Drawings	Notice of Appeal
<input checked="" type="checkbox"/> Other <u>APPLICATION DATA SHEET, SEQUENCE LISTING, PAPER & CEF,</u> <u>STATEMENT UNDER 37 CFR 1.821(C)</u>	Brief (x3) Check for \$ <u>930</u> Check # _____
<input checked="" type="checkbox"/> DATE MAILED <u>FEBRUARY 26, 2004</u>	<input checked="" type="checkbox"/> Transmittal Letter (x2) Cert. of Mailing under 37 CFR 1.8(a)

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